IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

NOTICE OF MOTION NO.258 OF 2004

In

WRIT PETITION NO.1954 OF 2003

Mahendra Tribhovandas Shah : Petitioner

V/s.

The Municipal Corporation of Greater Mumbai & Ors. : Respondents

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Mr.R.D.Soni with Mr.A.R.Shaikh and Mr.S.D.Mishra for respondent Nos.4, 5 & 6 in support.

Mr.Milind Sathe with Mr.Bipin Joshi for the petitioner to show cause.

Mrs.S. Ajith Kumar for respondent Nos.1 & 2 to show cause.

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CORAM : H.L.GOKHALE & S.R.DONGAONKAR,JJ.

DATE : MARCH 10, 2006.

P.C.

1. Heard Mr.Soni in support of this Motion. Mr.Sathe appears with Mr.Joshi for the petitioner and Mrs.Ajith Kumar appears for respondent Nos.1 & 2.

2. This Motion is taken out by respondent Nos.4, 5 & 6 for modification of the order which this Court had passed

on 12th April 2004. Although Mr.Soni has many submissions to make to have the order modified, he states that respondent Nos.4, 5 & 6 will be satisfied if the petition is listed for final hearing. We direct that the petition be listed for final hearing in the week beginning 19.6.2006. In view of this order, Mr.Soni does not press the Motion.

3. Notice of Motion stands disposed of.

H.L. GOKHALE, J.

S.R.DONGAONKAR, J.